### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office on January 27, 2010 at or before 11:59 p.m. Pacific Time under the Rules of 37 CFR § 1.8.

Renne M.F. Wyzykowski

Applicant

: Lutz Biedermann, et al.

Confirmation No. 4926

Application No. : 10/660,453

Filed

: September 11, 2003

Title

: SPACE KEEPER FOR VERTEBRAE OR INTERVERTEBRAL DISKS

Grp./Div.

: 3738

Examiner

: David H. Willse

Docket No.

: 58780/B884

# INFORMATION DISCLOSURE STATEMENT WITH FEE UNDER 37 CFR §§ 1.97(c) AND 1.17(p)

## Mail Stop AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Post Office Box 7068 Pasadena, CA 91109-7068 January 27, 2010

### Commissioner:

In compliance with the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98, and in accordance with the provisions in the Manual of Patent Examining Procedure §§ 609 and 707.05(b), enclosed is FORM PTO/SB/08A/B listing the references that are known to applicant. Copies of each of the listed references are enclosed.

It is respectfully requested that the listed references be considered in the examination of this application and identified on the list of references cited on the patent issuing for this application. Applicant also requests that an initialed copy of FORM PTO/SB/08A/B be entered in the application file and returned to applicant with the next communication from the Office in accordance with MPEP § 609.

## **Application No. 10/660,453**

The processing fee of \$180.00 as required by 37 CFR § 1.17(p) is submitted herewith. The Commissioner is hereby authorized to charge any fees which may be required by this paper to Deposit Account No. 03-1728. Please show our docket number with any Deposit Account transaction.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By

Joshua 7. Chu Reg. No. 59,799 626/795-9900

JTC/rmw

Enclosures: Form PTO/SB/08A/B, w/references

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